

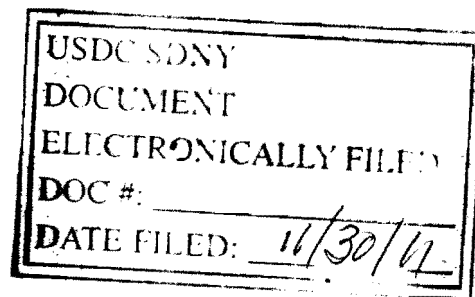
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MEMBER N.Y. AND CONN. BARS

November 30, 2011

*Via Telefax (914) 390-4278*

Chambers of Hon. Cathy Seibel  
United States District Judge  
The Hon. Charles L. Bricant Jr.  
Federal Building and Courthouse  
300 Quarropas Street  
White Plains, New York 10601-4150



Re: *Schlenger v. IBM Corporation Inc. and*  
*Gary Lipson*  
No. 09-CV-3986

Dear Judge Seibel:

Together with my co-counsel, Gail I. Auster, Esq., we represent the plaintiff Susan Amy Schlenger in the above-referenced case.

We write to confirm that on November 28, 2011, the Second Amended Complaint in this case was filed with the Clerk of the Court in White Plains. Moreover, as of this fax, I have faxed and emailed to Mr. Bloom of Paul Hastings LLP a copy of the Second Amended Complaint date-stamped "Received Nov 28 2011 U.S.D.C. WP." I will also send him a copy via overnight mail for arrival tomorrow. The Second Amended Complaint was also e-mailed to the court on November 28, 2011 and will appear in ECF as filed on November 28, 2011.

Plaintiff has fully complied with Your Honor's order to file an Amended Complaint no later than November 28, 2011. Accordingly, Mr. Bloom's request seeking dismissal with prejudice should be denied.

Respectfully,

A handwritten signature in cursive script, appearing to read "Lisa R. Lipman", followed by a horizontal line.

Lisa R. Lipman

cc: Allan S. Bloom, Esq.  
of Paul Hastings LLP  
Attorneys for IBM Corporation  
Gail I. Auster, Esq.  
Attorney for Plaintiff

## TRANSMISSION VERIFICATION REPORT

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**FACSIMILE COVER SHEET**

DATE: 11/30/11

TO: Hon. Cathy Seibel

COMPANY/FIRM NAME: U.S.D.C., S.D.N.Y.

TELEFAX NUMBER: (914) 390-4278

RE: *Schlenger v. IBM Corporation et ano.*  
09-CV-3986 (CS)

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 3

INSTRUCTIONS:

**Letter to Judge Seibel of today's date regarding 11/28 filing of Second Amended Complaint  
and receipt of fax of same to defendant**

**CONFIDENTIALITY NOTE**

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